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IN THE AMERICAN ARBITRATION ASSOCIATION

EVAN BIRENBAUM.

Claimant,

v.

CRYPTOWATT MANAGEMENT,
LLC; CRYPTOWATT MINING,
LLC; CRYPTOWATT
INVESTMENT PARTNERS, LLC;
BITPOWER MANAGEMENT, LLC;
BITPOWER, LLC; BITPOWER
INVESTMENT PARTNERS, LLC;
ATLAS POWER, LLC; ATLAS
POWER HOLDINGS, LLC; and
DOES 1 through 100.

Respondents.

Case No.: 01-21-0002-5535

Hon. William Nels Swandal (Ret.)
Case Administrator: Stacey Coe

**CLAIMANT'S JURISDICTIONAL
DISCOVERY REQUESTS TO ATLAS
POWER, LLC AND ATLAS POWER
HOLDINGS, LLC**

Claimant Evan Birenbaum requests that Respondents Atlas Power, LLC and Atlas Power Holdings, LLC provide responses the below discovery within 30 days of receipt of service.

DEFINITIONS

- A. “ATLAS” refers, together and separately, to Atlas Power, LLC and Atlas Power Holdings, LLC.
- B. The “BITCOIN MINING PLANT” shall refer to the bitcoin mining and hosting operation in Butte Montana that is the subject of the Statement of Claim.
- C. “CRYPTOWATT” refers, together and separately, to CryptoWatt Management, LLC; CryptoWatt Mining, LLC; CryptoWatt Investment Partners, LLC; Bitpower Management, LLC; Bitpower, LLC; BitPower Investment Partners, LLC.
- D. “PERSON” refers to any individual, partnership, association, corporation, limited liability company joint venture, firm, or other legal or business entity.
- E. “RECEIVERSHIP ACTION” refers to *Washington v. Goettsche*, Case No. cv-20-02 c/w cv-20-03, D. Mont.

**INTERROGATORIES AND REQUESTS FOR
PRODUCTION**

1. Identify and produce all agreements through which ATLAS acquired any assets of the BITCOIN MINING PLANT.
2. Identify and produce all agreements through which ATLAS acquired ownership in any of the CRYPTOWATT entities.
3. Identify and produce all agreements through which ATLAS assumed the debts or liabilities of any of the CRYPTOWATT entities and/or the BITCOIN MINING PLANT.
4. Identify all PERSONS who have had an ownership interest in the BITCOIN MINING PLANT, including in its real property, equipment, and/or business operations, from its inception, and state the percentage and date of ownership.
5. Identify and produce all agreements related to the transfer of ownership and/or the management of the of the BITCOIN MINING PLANT, which were entered into during, or as a result of, the RECEIVERSHIP ACTION.
6. Identify all PERSONS responsible for the management of the BITCOIN MINING PLANT, ATLAS, and/or CRYPTOWATT including the dates they were involved in such management.
7. Produce the operating agreement for each of the ATLAS entities (including any supplements and amendments).
8. Produce the operating agreement for each of the CRYPTOWATT entities (including any supplements and amendments).
9. State the organizational structure for the ATLAS entities, including a description of the ownership, management, and affiliated entities.
10. State the organizational structure for the CRYPTOWATT

entities, including a description of the ownership, management, and affiliated entities.

DATED: September 13, 2021 NELSON & FRAENKEL LLP

By: /s/ Gabriel Barenfeld
Gretchen Nelson
Gabriel S. Barenfeld
ROSSBACH LAW, P.C.
William A. Rossbach
RADCLIFF MAYES LLP
Jules G. Radcliff Jr.

Attorneys for Claimant Evan Birenbaum

PROOF OF SERVICE

COUNTY OF LOS ANGELES)

)

STATE OF CALIFORNIA)

I, the undersigned, declare:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 601 So. Figueroa Street, Suite 2050, Los Angeles, California 90017. On September 13, 2021, I caused to be served the foregoing document(s):
JURISDICTIONAL DISCOVERY REQUESTS TO ATLAS

On the interested parties in this action by placing true copies thereof addressed as follows:

 x BY U.S. MAIL:

I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

 BY PERSONAL SERVICE:

I caused to be delivered such envelope by hand to the offices of the addressee:

 BY FEDERAL EXPRESS OR OVERNIGHT COURIER

 x BY ELECTRONIC MAIL:

I caused to be delivered via electronic mail at the addresses listed below:

 BY TELECOPIER:

I served by facsimile at the numbers identified on the service list:

 X (STATE) I declare under penalty of perjury under the laws of the State of California that
the

above is true and correct.

Executed on Monday, September 13, 2021 at Los Angeles, California.

Gabriel Barenfeld
(Print or Type Name)

/s/ Gabriel Barenfel
(Signature)

SERVICE LIST

Birenbaum v. Cryptowatt Mining LLC, et al.

Case No. 01-21-0002-5535

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